

Counsel listed on next pages

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Philip Wong, Frederic Chaussy, and Leslie
Marie Shearn, individually, on behalf of all
others similarly situated, and on behalf of
the general public,

Plaintiffs,

vs.

HSBC Mortgage Corporation (USA);
HSBC Bank USA, N.A.; and DOES 1
through 50, inclusive,

Defendants.

Case No.: 3:07-cv-2446 MMC

**JOINT STIPULATION AND
[PROPOSED] ORDER IN SUPPORT OF
MOTION TO EXTEND EARLY
NEUTRAL EVALUATION DEADLINE**

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Attorneys for Defendants
HSBC MORTGAGE CORPORATION (USA) and
HSBC BANK USA, N.A.

1 WHEREAS, Plaintiffs Philip Wong, Frederic Chaussy, and Leslie Marie Shearn
2 (collectively referred to as "Plaintiffs") and Defendants HSBC Mortgage Corporation USA and
3 HSBC Bank USA, N.A. (collectively referred to as "Defendants") jointly submit this Stipulation
4 requesting to extend the January 31, 2008 deadline set by the Court for conducting an Early
5 Neutral Evaluation ("ENE") of this case;

6 WHEREAS, the parties' Stipulation is submitted pursuant to Northern District of
7 California Local Alternative Dispute Resolution Rule 5-5, Civil Local Rule 7-11, and Civil Local
8 Rule 7-12;

9 WHEREAS, Civil Local Rule 7-11 requires the parties to submit a stipulation in support
10 of their Motion;

11 WHEREAS, Plaintiffs and Defendants have agreed that an extension of time for
12 participating in ENE would allow the parties to conduct further discovery that would make
13 participation in ENE more meaningful for the parties; and

14 WHEREAS, Plaintiffs and Defendants have also agreed that an extension of time for
15 participating in ENE would allow the parties to potentially receive a ruling from the Court
16 regarding Plaintiffs' Motion for Conditional Certification that would make participating in ENE
17 more meaningful for the parties.

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1 IT IS HEREBY STIPULATED by and between the parties hereto, through their
2 respective attorneys of record, that they will participate in ENE, as agreed by the parties and
3 Evaluator Roderick P. Bushnell, on April 1, 2008, as planned and that the deadline for
4 conducting ENE should be extended to April 30, 2008.

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6 Dated: January 30, 2008

NICHOLS KASTER & ANDERSON, LLP

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9 By: _____/s/
PAUL J. LUKAS
Attorneys for Plaintiffs and Representative Plaintiffs

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11 Dated: January 30, 2008

LITTLER MENDELSON, PC

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14 By: _____/s/
MICHELLE R. BARRETT
Attorneys for Defendants

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16
17 **ORDER**

18 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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21 Dated: _____

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Honorable Maxine M. Chesney
United States District Court Judge